
PRELIMINARY DRAFT

No. 3415

PREPARED BY
LEGISLATIVE SERVICES AGENCY
2009 GENERAL ASSEMBLY

DIGEST

Citations Affected: None (noncode).

Synopsis: Modernization or privatization contracts. Prohibits the office of the secretary of family and social services (office) from using a contractor to assist in making eligibility determinations for the Medicaid program, the food stamp program, and the Temporary Assistance for Needy Families program in an additional county after November 1, 2008, until the office has reviewed specified provisions of the contract and reported the office's findings to the select joint commission on Medicaid oversight and the commission has reviewed the changes and status of the counties that implemented the eligibility changes before November 1, 2008.

Effective: Upon passage.



A BILL FOR AN ACT concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this
2 SECTION, "commission" refers to the select joint commission on
3 Medicaid oversight established by IC 2-5-26-3.

4 (b) As used in this SECTION, "office" refers to the office of the
5 secretary of family and social services established by IC 12-8-1-1.

6 (c) As used in this SECTION, "programs" refers to the
7 following:

8 (1) The Medicaid program (IC 12-15).

9 (2) The federal Temporary Assistance for Needy Families
10 program (IC 12-14).

11 (3) The federal food stamp program (7 U.S.C. 2016(i)).

12 (d) The office shall review the terms of the contract between the
13 office and the contractor International Business Machines
14 Corporation concerning eligibility determination for the programs,
15 including the terms relating to corrective action plans, remedies of
16 the state, and termination of the contract by the state to consider
17 action to take against the contractor for performance deficiencies.

18 (e) After November 1, 2008, the office of the secretary of family
19 and social services may not implement the use of the contractor to
20 assist in making eligibility determinations for the programs in an
21 additional county until:

22 (1) the office has conducted the review of the contract
23 described in subsection (d);

24 (2) the office has reported to the commission the office's
25 findings of the review described in subsection (d); and

26 (3) the commission has reviewed:

27 (A) the office's findings; and

28 (B) the status of the implementation in counties using the
29 contractor for eligibility determinations before November
30 1, 2008.

31 (f) This SECTION expires December 31, 2009.

32 SECTION 2. An emergency is declared for this act.

